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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

11 United States of America,
12 Plaintiff,
13 v.
14 Daniel Johnson,
15 Defendant.

Case No. CR 10-0642 CRB

STIPULATION REGARDING
EXTENSION OF TIME FOR DEFENDANT
DANIEL JOHNSON TO POST PROPERTY
WITH CLERK IN SUPPORT OF BOND

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17 On September 22, 2010, defendant Daniel Johnson appeared before the Honorable
18 Magistrate Judge Zimmerman for arraignment, identification of counsel and issues regarding
19 bond. Mr. Johnson resides in Pekin, Illinois, in the Central District of Illinois, which hears cases
20 in Peoria, Urbana, Springfield and Rock Island. The Court released the defendant pursuant to an
21 Order Setting Conditions of Release and Appearance Bond ("Bond"), which required, among
22 other conditions, that the defendant:

- 23 (1) Surrender his passport to the Clerk of Court in the Northern District of California
24 on or before September 29, 2010. This condition has been satisfied.
25 (2) Arrange for his aunt, Michelle Massey and his wife, Corinna Johnson, both of
26 whom reside in Pekin, Illinois, to sign the Bond in the Central District of Illinois
27 on or before October 6, 2010. This condition has been satisfied.
28 (3) Post as security for the Bond his family residence, located at 2604 Mayflower

1 Drive, Pekin, Illinois, 61554, which is owned by him and his wife, on or before
2 October 6, 2010. The defendant and his wife have attempted to comply with this
3 condition in good faith. Mr. Johnson spoke to the Pretrial Services Department in
4 the Central District of Illinois, Peoria Division, to obtain instructions regarding the
5 property posting, and was told that property postings were not accepted by the
6 Division. Mr. Johnson met with the Pretrial Services Department in person, and
7 again was told that the property posting could not be accepted by the Division.
8 Judge Zimmerman's Calendar Clerk, Ms. Ada Liu, then contacted the Central
9 District of Illinois Clerk of Court to obtain instructions for the property posting,
10 and was told the same, and that no Division within the District could accept the
11 property posting. Counsel for Mr. Johnson and Ms. Liu proceeded to arrange for
12 the property posting to be accepted by the Northern District of California,
13 pursuant to General Order 55 (revised 5-4-10). Mr. Johnson and his wife
14 attempted to comply with the requirements of the General Order, and provided the
15 required documents to Ms. Liu, but time has fallen short, and the documents have
16 not yet been reviewed and accepted by counsel for the United States and the Clerk
17 of Court for the Northern District of California.

- 18 (4) Arrange for his aunt, Michelle Massey, to post her family residence, located at
19 1613 Highwood Avenue, Pekin, Illinois, 61554, as further security for the Bond,
20 on or before October 6, 2010. Mr. Johnson and Ms. Massey have attempted to
21 comply with this condition in good faith. Mr. Johnson spoke to the Pretrial
22 Services Department in the Central District of Illinois, Peoria Division, to obtain
23 instructions regarding the property posting, and was told that property postings
24 were not accepted by the Division. Mr. Johnson met with the Pretrial Services
25 Department in person, and again was told that the property posting could not be
26 accepted by the Division. Judge Zimmerman's Calendar Clerk, Ms. Ada Liu, then
27 contacted the Central District of Illinois to obtain instructions for the property
28 posting, and was told the same, and that no Division within the District could

1 accept the property posting. Counsel for Mr. Johnson and Ms. Liu proceeded to
 2 arrange for the property posting to be accepted by the Northern District of
 3 California, pursuant to General Order 55 (revised 5-4-10). Mr. Johnson and Ms.
 4 Massey attempted to comply with the requirements of the General Order, and
 5 provided the required documents to Ms. Liu, but time has fallen short, and the
 6 documents have not yet been reviewed and accepted by counsel for the United
 7 States and the Clerk of Court for the Northern District of California.

8 Counsel for Mr. Johnson has spoken with Assistant United States Attorney Kirsten Ault,
 9 and both counsel agree that an extension of time for the property postings to be completed is
 10 appropriate given (1) the good faith efforts of Mr. Johnson, Mrs. Johnson and Mrs. Massey to
 11 comply with the Bond conditions, (2) the inability of the Central District of Illinois to accept the
 12 property postings, as initially contemplated and ordered by this Court, (3) Mr. Johnson's
 13 provision of documents as required by General Order 55 to Ms. Liu, and counsel for Mr.
 14 Johnson's provision of the documents to AUSA Ault for review, and (4) principles of fairness
 15 and justice.

16 Accordingly, with the agreement of the parties, and with the consent of the defendant, the
 17 Court orders that an extension of time is granted from October 6, 2010 to October 20, 2010 for
 18 the defendant, Mrs. Johnson and Mrs. Massey to comply with the Bond condition that the two
 19 properties referenced above be posted as security for the Bond.

20 STIPULATED:

21 DATED: October 6, 2010

/S/ Davina Pujari
 DAVINA PUJARI
 Attorney for Defendant Daniel Johnson

24 DATED: October 6, 2010

/S/ Kirstin Ault
 KIRSTIN AULT
 Assistant United States Attorney

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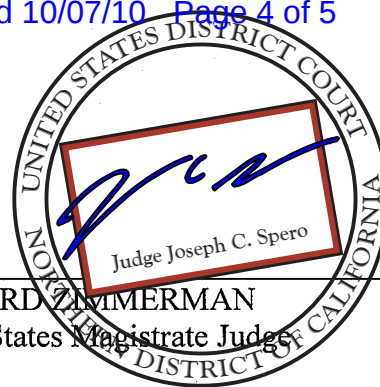
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1 IT IS SO ORDERED:

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3 DATED: 10/07/10

4 Joseph C. Spero for BERNARD ZIMMERMAN
5 United States Magistrate Judge
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PROOF OF SERVICE

I, Esmeralda F. Prado, declare that I am over the age of eighteen years and not a party to this action. I am an employee of Barg Coffin Lewis & Trapp, LLP ("the Firm") and my business address is 350 California Street, 22nd Floor, San Francisco, California 94104-1435.

On October 6, 2010, I served the following document(s) in this cause:

**STIPULATION REGARDING EXTENSION OF TIME FOR DEFENDANT
DANIEL JOHNSON TO POST PROPERTY WITH CLERK IN SUPPORT OF
BOND**

I caused said document(s) to be Electronically Filed and Served through the CourtLink system for the above-entitled case to those parties on the Service List maintained on Courtlink's Website for this case. The file transmission was reported as complete and a copy of the "JusticeLink Filing Receipt" page will be maintained with the original document(s) in our office.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on October 6, 2010, at San Francisco, California.

/s/ Esmeralda F. Prado
ESMERALDA F. PRADO